

## REMARKS

Claims 42-65 are pending. Applicant respectfully requests reconsideration of the pending claims in view of the following.

### ***Rejection under 35 U.S.C. § 102(e)***

In the Final Office Action dated March 22, 2007, claims 42-65 were rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Application Publication No. 2003/0035527 ("Baker"). Applicant respectfully requests reconsideration of the rejection.

While applicants do not believe that the Baker reference anticipates the instant claims and do not acquiesce to the statements concerning the Baker reference in the final office action, the rejection over the Baker reference is moot because the Baker reference is not prior art to the instant claims. The present application claims priority to Provisional Application No. 60/258,529, which was filed December 26, 2000. A copy of the provisional application is attached to this response. Each of the pending claims is supported by the Provisional Application.

The following chart shows where support for independent claim 42 and claims dependant therefrom is found in the specification of the Provisional Application. This chart is intended as a guide. Claim elements may be supported in other locations of the specification in addition to the pages cited in the chart.

Claim limitation	Support in Provisional Application
Claim 42: A conference endpoint comprising:	The preamble is not a limitation.
a CPU;	Page 11.
a telephone line interface for coupling said conference endpoint to a telephone line;	Page 11.
a network interface for coupling said conference endpoint to a computer network;	Page 11.

a microphone for generating near speech signals for transmission over said telephone line, said near speech signals being representative of speech of a near conference participant;	Fig. 2; page 10.
a speaker for converting to sound remote speech signals received from a remote device over said telephone line, said remote speech signals being representative of speech of at least one remote conference participant;	Fig. 2; page 10.
a data conference initiation module, coupled to said network interface and to said telephone line interface for transmitting a data conference initiation request to a conference server over said computer network, for receiving a data conference code generated by said conference server, and for responsively transmitting over said telephone line a data conference invitation to said remote device, said conference invitation including information representative of said data conference code; and	Pages 12, 13.
a memory for storing one or more files containing conference data distributed by said conference server via said computer network during a data conference,	Pages 13, 14.
wherein said CPU is coupled to said telephone line interface, said network interface, said data conference initiation module, and said memory.	Pages 8-14; Figs. 1 and 2.
43. The conference endpoint of claim 42, wherein said data conference initiation module transmits said conference initiation request in response to a predetermined user input.	Pages 12, 15, and 16.

44. The conference endpoint of claim 42, further comprising a display device coupled to said network interface for displaying said conference data.	Figs. 1 and 2; Page 10.
45. The conference endpoint of claim 42, wherein said conference data comprises video information.	Page 10.
46. The conference endpoint of claim 42, wherein the data conference initiation module is further configured to transmit a conference join request to said conference server over said computer network responsive to a received conference invitation.	Page 19.
47. The conference endpoint of claim 42, wherein said conference invitation comprises a string of Dual Tone Multi-Frequency (DTMF) tones.	Page 18.
48. The conference endpoint of claim 42, further comprising a web browser for displaying said conference data, wherein said conference data comprises text and graphical information.	Page 19.
49. The conference endpoint of claim 42, wherein said data conference initiation module is further configured for transmitting over said computer network a data conference invitation to said remote device.	Pages 17 and 18.

The Baker reference was filed August 12, 2001, which is later than the effective filing date of the present application. The Baker reference is therefore not 102(e) prior art to the present application. Applicants respectfully request that the rejection of the

present claims under 102(e) over the Baker reference be withdrawn because this rejection is improper.

If the Examiner has any questions or issues that can be resolved via telephone, the Examiner is requested to contact the undersigned attorney at 832-446-2437.

Respectfully submitted,

**June 22, 2007**  
Date

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